

MEETINGS TO DATE 13  
NO. OF REGULARS 13  
NO. OF SPECIALS 0

LANCASTER, NEW YORK  
JULY 3, 1978

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 3rd day of July, 1978 at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEWSA, SUPERVISOR  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT: JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN

ALSO PRESENT: ELEANOR D. KUCHARSKI, DEPUTY TOWN CLERK  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
ROBERT W. URBAN, HIGHWAY SUPERINTENDENT  
VICTOR H. OTT, POLICE CHIEF  
WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their monthly reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Building Inspector	June, 1978

OFFICIAL REPORTS CONT'D.:

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Recreation Commission

June 7, 1978

COMMITTEE REPORTS:

None

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held

June 19, 1978, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll, which resulted as follows:

COUNCILMAN BARNHARDT WAS ABSENT

COUNCILMAN BERENT WAS ABSENT

COUNCILMAN BOLENDER VOTED

SUPERVISOR KEWSA VOTED

COUNCILMAN METZ VOTED

*xxxxxx*  
The resolution was thereupon unanimously adopted.

July 3, 1978

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that JAMES C. SCHUM, JR., be and is hereby appointed a  
member of the Recreation Commission of the Town of Lancaster for the period  
commencing July 3, 1978 and ending December 31, 1982.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT WAS ABSENT  
COUNCILMAN BERENT WAS ABSENT  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEYSA VOTED YES  
COUNCILMAN METZ VOTED YES

xxxxxx

The resolution was thereupon unanimously adopted.

July 3, 1978

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that JOHN GOBER, be and is hereby appointed a member of the  
Planning Board of the Town of Lancaster for the period commencing July 3, 1978  
and ending December 31, 1981, at a salary as set forth in the Schedule of  
Salaries for said years.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT WAS ABSENT  
COUNCILMAN BERENT WAS ABSENT  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEWSA VOTED YES  
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 3, 1978

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the Erie County Office of Manpower Services has requested  
the execution of a contract for summer youth participants in departments of  
Town Government,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute a contract relative to summer youth participants in  
departments of Town Government,

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT WAS ABSENT

COUNCILMAN BERENT WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 3, 1978

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 6689 to 6745 Incl.	\$43,177.28
Special District Funds	No. 314 to 315 Incl.	\$ 4,018.51
Part Town Funds	No. 566 to 572 Incl.	\$46,657.93
Highway Funds	No. 1960 to 1977 Incl.	\$12,383.92
Federal Revenue Sharing	No. 1119 to 1137 Incl.	\$44,516.33
Capital Fund	No. 335 to 337 Incl.	\$ 1,052.36
CETA Project No. 641	No. 18 to 19 Incl.	\$ 285.10
CETA Project No. 645	No. 22 to 23 Incl.	\$ 657.14

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT WAS ABSENT

COUNCILMAN BERENT WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

xxxxx

The resolution was thereupon unanimously adopted.

July 3, 1978

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
92	Marrano Enter.	3 Idlebrook Court	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
93	Metroplex Homes	Schwartz Rd.	ER. FR. SIN. DWLG, PVT. GARAGE
94	Lancaster Reclamation	403 Pavement Road	DEM. REAR FR. EXISTING STRUCTURE
95	Ralph Wild	684 Town Line Rd.	ER. FR. PVT. GARAGE
96	Theresa Handzlik	3530 Bowen Road	ER. FR. STORAGE BLDG.
97	Wm. Heidt	137 Broezel	ER. FR. SHED
98	Falgiano Const.	35 Schlemmer	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
99	Marrano Enter.	22 Pheasant Run La.	ER. FR. SIN. DWLG, PVT. GARAGE
100	Wm. Heidt	137 Broezel Ave.	ER. ABOVE GROUD POOL
101	Guhl & Weir	2 Evergreen	ER. FR. SIN. DWLG, PVT. GARAGE

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT WAS ABSENT  
COUNCILMAN BERENT WAS ABSENT  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEYSA VOTED YES  
COUNCILMAN METZ VOTED YES

xxxxxx

The resolution was thereupon unanimously adopted.

July 3, 1978

1. Preferential Rights, Erie Lackawanna R.R.  
By letter dated April 13, 1978, the Supervisor provided the Town Board with a summary of concerns regarding the D.L. & W. right-of-way with a copy of the letter directed to Mayor Lyon, Supervisor Donnelly, Mr. Evans, Sales Manager for D.L. & W., the N.Y.S. Dept. of Transportation, and the Erie County Planning Dept.
2. Public Dedication of Townedge Water Lines  
On March 13, 1978, the Erie County Water Authority gave approval for a meter pit for the interconnection between Countryside and Townedge.
3. Public Improvement Permit Authorization, Lancaster Industrial Park  
On September 6, 1977, the Town Board approved Public Improvement Permit Nos. 41 and 42 for storm sewer, pavement and curbs. On June 5, 1978, the Town Board approved Public Improvement Permit No. 53 for water line.
4. Phase II, Pleasant Meadow Subdivision, Public Improvement Permit Authorization  
On September 6, 1977, the Town Board approved Public Improvement Permit Nos. 43 and 44 for Phase II; water, storm drain, pavement and curbing. On February 28, 1978, the Town Board approved a letter of credit as security for the installation of these improvements.
5. Phase III, Pleasant Meadow Subdivision, Public Improvement Permit Authorization  
On March 20, 1978, the Town Board approved Public Improvement Permit No. 50 for Phase II water lines. On May 1, 1978, the Town Board approved Public Improvement Permit No. 51 for Phase III storm drain and Public Improvement Permit No. 52 for Phase III pavement and curbs.
6. Rezone Petition, Guenter H. and Eva G. Burkhardt  
On April 3, 1977, the Town Board held an adjourned public hearing on this proposed rezone and again, at the request of the attorney for the petitioners, adjourned this hearing to August 7, 1978 at 8:00 P.M.
7. Subdivision Filing, Josela Enterprises, Countryside Subdivision  
On March 20, 1978, the Town Board approved this subdivision and authorized the Town Attorney, with a representative of the developer, to file this subdivision map.
8. Subdivision Filing, Woodview Estates Subdivision  
On February 27, 1978, the Town Board approved this subdivision and authorized filing of the subdivision map under conditions by the Town Attorney.
9. Alarm Security, Town Buildings  
At the Town Board meeting of May 1, 1978, the Town Board accepted the revised proposals of American Alarm Services which were contained in their letter to the Town Board dated March 15, 1978.
10. Extension, Walden Avenue Sewer Facilities, East of Terminus of Sewer District No. 4 Line  
At the Town Board meeting of April 3, 1978, Councilman Barnhardt presented to the Town Board a preliminary cost projection for this project.
11. Rezone Petition, J. Nicholas Mueller  
On June 19, 1978, the Town Board held a Public Hearing on this matter and reserved decision.

12. Subdivision Approval, Country View East

On May 1, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

13. Speed Evaluation Survey, Simme Road

On May 1, 1978, the Town Board adopted a resolution requesting a speed evaluation survey from the N.Y.S. Dept. of Transportation.

14. Rezone Petition, Dennis Casillo

On June 5, 1978, this petition was presented to the Town Board and referred to the Planning Board for review and comment.

The Town Clerk was directed to add the following items to future agendas of the Town Board:

"Rezone Petition, Norman H. and Maryann Bastian"  
"Subdivision Approval, Heritage Hills"

PERSONS DESIRING TO ADDRESS TOWN BOARD:

None

COMMUNICATIONS

476. Assessor to Town Board -  
Notification that Sharon Schifla will be hired as vacation replacement for Diane Augustine for the period 7/10-7/14/78.
477. Town Clerk to Town Board -  
Resume of actions taken in response to directions and resolutions of the Town Board meeting of 6/19/78.
478. Lancaster Depew Girls Softball League to Recreation Director -  
Statement of grievances with request for meeting.
479. N.Y.S. Board of Equalization and Assessment to Supervisor -  
Notice of Tentative Special Franchise Assessments that was completed and filed in 1978.
480. Marrano Enter. to Supervisor -  
Transmittal of "Customer Profile - Country View East Subdivision."
481. County Youth Board to Supervisor -  
Request Town statement regarding eligibility for youth service and recreation programs for 1979.
482. A. D'Amore, Chairman, Youth Bureau to Town Board -  
Update on proposed uses of building at Nike Base.
483. Lancaster Fire Council to Supervisor -  
Invitation to attend picnic on 7/9/78 at Alden Town Park.
484. In-Home Support Services Corp. of Western N.Y. to Supervisor -  
Request assistance by distribution of applications.
485. Nia. Frontier Builders Assoc., Inc. to Supervisor -  
Suggest support regarding suitable uniform procedures for the implementation of the State Environmental Review Act.
486. Erie & Nia. Counties Reg. Planning Board to Town Board -  
Request for review and comments on Executive Summary and Technical Reports of the Board's 20.8 Water Quality Management Plan.
487. Highway Supt. to Foreman and Deputy Highway Supt. -  
Memorandum setting forth ditching priorities.
488. Chief of Police to Town Board -  
Request authorization to attend Annual N.Y.S. Assoc. of Chiefs of Police to be held in Syracuse from 7/30 - 8/3/78.
489. Ass't Building Inspector to Town Board -  
Monthly report for June, 1978.

R & FR & FParks & Recreation Council, MetzAssessorChair., Planning Bd.  
R & FChair., Youth BureauTown Board  
Highway Supt.  
Police ChiefR & FR & FTown AttorneyWater CommitteeDrainage CommitteeR & F  
Town ClerkR & F

COMMUNICATIONS CONT'D.:

490. Supervisor to Town Board -  
Notification of various investments made during June, 1978.
491. Supervisor to Supervisor, Town of Concord -  
Notification of cost of snow removal for the past two years.
492. Secretary, LVAC to Town Board -  
Request Town pay monthly rental fee for extension phone; withdrawal of one lease line for radio system; and request purchase of new siren system for ambulance.
493. Supervisor to Town Board -  
Notification of various items regarding CETA Title Project 645.
494. Supervisor to County Highway Supt.  
Listing of items regarding drainage and ditches with request for meeting for closer coordination.
495. Supervisor to County Highway Supt. -  
Confirmation regarding relocation of drainage culvert on Harris Hill Road with request for letter confirmation.
496. Supervisor to Town Board -  
Request consideration in adopting formula under the Job Incentive Program to encourage industry and development in Town.
497. N.Y.S. Dept. of Trans. to Chief, Town Line Vol. Fire Dept. -  
Notification of removal of traffic signal in front of Fire Hall.
498. Highway Supt. to Supervisor -  
Notification of approximate costs utilizing force account resources on Harris Hill drainage.
499. Alden Town Clerk to Supervisor -  
Copy of minutes of meeting held 6/23/78 at Alden Town Hall regarding traffic control on Broadway, Town of Alden.
500. Marrano Enter. to Town Board -  
Transmittal of exhibits necessary for dedication of public improvements for Country View Subdivision Phase II.
501. Comm., N.Y.S. Dept. of Trans. to Supervisor -  
Notification of publication of State Rail Plan.
502. County Off. of Employment and Training Services to Supervisor -  
Notification of meeting to be held 7/5/78 at ECC North regarding Title VI Project Operators.
503. Town Engineer to Town Board -  
Recommendation of acceptance of P.I.P. Nos. 43, 44, and 45 in regards to Pleasant Meadow Subdivision, Phase II.

R & F

Leg. Slisz  
Leg. Paxon

Ambulance Board

R & F

R & F

R & F

Town Board

Chief of Police

R & F

Chief of Police

Town Attorney

Town Attorney

Highway Supt.

Town Attorney

COMMUNICATIONS CONT'D.:

504. Highway Supt. to Town Board -  
Request authorization to attend Annual Conference of N.Y.S. Assoc. of Town Superintendents to be held at the Concord Hotel from 9/26-9/29/78.

Town Clerk

R & F

505. Town Clerk to Secretary, Planning Board -  
Transmittal of rezone petition of Norman F. and Maryanne Bastian.

R & F

506. Town Clerk to Chair., Planning Board -  
Transmittal of application for approval of proposed "Heritage Hills Subdivision."

R & F

507. Sec'y, Recreation Comm. to Town Clerk -  
Minutes for meeting held 6/7/78.

Town Engineer

R & F

508. Town Engineers to Supervisor -  
Transmittal of progress schedule for the addition to Town Hall with request for authorization to proceed.

R & F

509. Supervisor to Donald G. Symer -  
Comments regarding costs and billing in Sanitary Sewer Dist. No. 2.

R & F

510. Supervisor to County Highway Supt. -  
Request removal of dead trees located at 325 Ransom Road.

R & F

511. Town Engineers to Supervisor -  
Comments regarding Job Meeting held at Town Hall regarding addition and alterations to Town Hall.

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 8:36 P.M. out of respect to:

Michael Garry

Signed

*Eleanor D. Kucharski*

Eleanor D. Kucharski, Deputy Town Clerk